

Wednesday, February 3, 1982

Senate

Chamber Action

Routine Proceedings, pages 727-728

Bills Introduced: Eight bills and two resolutions were introduced, as follows: S. 2054-2061 and S. Con. Res. 61-62.

Pages 727-728

Broadcasting of Senate Chamber Proceedings: Senate continued consideration of a motion to proceed to consider S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings.

Senate will vote on motion to proceed on Thursday, February 4.

Pages 738-746

Nominations: Senate received the following nominations:

James W. Winchester, of Mississippi, to be Associate Administrator of the National Oceanic and Atmospheric Administration.

Samuel K. Lessey, Jr., of New Hampshire, to be Inspector General of the U.S. Synthetic Fuels Corporation.

Robert W. Gambino, of Virginia, to be Deputy Inspector General of the U.S. Synthetic Fuels Corporation.

1 Army nomination in the rank of General.

1 Navy nomination in the rank of Admiral.

Routine list of Coast Guard nominations.

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Messages From the President:

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Amendments Submitted for Printing:

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Committee Authority to Meet:

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Additional Statements:

Pages 765-777

Nominations:

Pages 777-778

Quorum Call: One quorum call was taken today. (Total-3)

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Recess: Senate convened at 11 a.m., and recessed at 3:51 p.m., until 10 a.m., on Thursday, February 4, 1982. (For Senate's program see remarks of Senator Baker in today's Record on page 777.)

Committee Meetings

AGRICULTURAL EMBARGOES

Committee on Agriculture, Nutrition, and Forestry: Subcommittee on Foreign Agricultural Policy held hearings to evaluate the economic impact of previous agricultural embargoes, and to discuss the U.S. market-oriented international grain trade policy, receiving testimony from Michael Cook, FAR-MAR-CO, Kansas City, Missouri; Robert Paarlberg, Wellesley College, Wellesley Massachusetts; G. Edward Schuh, University of Minnesota, and Russell Schwandt, Minnesota Agri-Growth Council, both of Minneapolis; Wayne Nelson, Winner, South Dakota, on behalf of the National Association of Wheat Growers; William R. Mullins, Shabbona, Illinois, on behalf of the National Corn Growers Association; Charles Hamon, Valley Falls, Kansas, on behalf of the American Soybean Association; and John Finlayson, National Grain & Feed Association/North American Export Grain Association, Washington, D.C.

Hearings continue on Friday, February 5.

HEALTH PROGRAMS

Committee on Appropriations: Subcommittee on Labor, Health and Human Services, and Education held oversight hearings on newly authorized programs for the Adolescent Family Life Program, Tuberculosis Control Program, Preventive Medicine Residencies, Special Health Professions Initiatives, and emergency funding for the Office of the Assistant Secretary for Health, Department of Health and Human Services, receiving testimony from Senator Denton; and Edward N. Brandt, Jr., Assistant Secretary for Health, Department of Health and Human Services, who was accompanied by several of his associates.

Subcommittee recessed subject to call.

COSTAL BARRIER RESOURCES

Committee on Environment and Public Works: Subcommittee on Environmental Pollution concluded hearings on S. 1018, prohibiting the Federal Government from funding commercial and residential growth on undeveloped barrier beaches and islands, after receiving testimony from Ric Davidge, Special Assistant to the Assistant Secretary of the Interior for Fish and Wildlife and Parks; Neil L. Frank, Director, National Hurricane Center, National Weather Service, National Oceanic and Atmospheric Administration, Department of Commerce; Eric R. Jankel, Narragansett Bay Water Quality Management District Commission, Providence, Rhode Island, on behalf of the American Planning Association; Gerald Bordelon, Louisiana Coastal Commission,

Lockport; Michael Hightower, Texas General Land Office, Austin; Sharron Stewart, National Advisory Committee on Oceans and Atmosphere, Washington, D.C.; Arthur Rocque, Coastal States Organization, Hartford, Connecticut; and Sherwood Gagliano, Coastal Environment, Inc., Baton Rouge, Louisiana.

LABOR MANAGEMENT CORRUPTION

Committee on Labor and Human Resources: Subcommittee on Labor concluded hearings on S. 1785, increasing the penalties for violations of the Taft-Hartley Act, requiring immediate removal of certain individuals convicted of crimes relating to his official position, broadening the definition of the types of positions an individual is barred from upon conviction, increasing the time of disbarment from 5 to 10 years, escrowing a convicted official's salary for the duration of his appeal, and clarifying the jurisdiction of the Department of Labor relating to detection and investigating criminal violations relating to ERISA, after receiving testimony from D. Lowell Jensen, Assistant Attorney General, and David Margolis, Chief, Organized Crime and Racketeering Section, both of the Criminal Division, Department of Justice; and T. Timothy Ryan, Solicitor, Department of Labor.

Subcommittee will begin markup of S. 1785, listed above, on Tuesday, February 9.

House of Representatives

Chamber Action

Bills Introduced: 25 public bills, H.R. 5432-5456; and 13 resolutions, H.J. Res. 400 and 401, H. Con. Res. 264-266, and H. Res. 341-348 were introduced.

Pages 796-797

General James L. Dozier: House agreed to H. Con. Res. 260, expressing the sense of the Congress regarding the successful rescue of Brigadier General James L. Dozier.

Agreed to a committee amendment.

Pages 782-785

Adjournment: Met at 3 p.m. and adjourned at 4:02 p.m.

Committee Meetings

TREASURY, POSTAL SERVICE AND GENERAL GOVERNMENT APPROPRIATIONS

Committee on Appropriations: Subcommittee on Treasury, Postal Service, and General Government held a hearing on impact of fiscal year 1982 Continuing Resolution on Department of the Treasury and on Office of Management and Budget. Testimony was

heard from Tim McNamar, Deputy Secretary of the Treasury, and Edwin Harper, Deputy Director, Office of Management and Budget.

DEFENSE POSTURE REVIEW

Committee on Armed Services: Met in executive session to hold a hearing to receive the annual Defense posture review and discuss the Defense authorization request for fiscal year 1983. Testimony was heard from Caspar W. Weinberger, Secretary of Defense, and Gen. David C. Jones, USAF, Chairman, Joint Chiefs of Staff.

OVERSIGHT

Committee on Education and Labor: Subcommittee on Postsecondary Education and the Subcommittee on Elementary, Secondary and Vocational Education held a joint oversight hearing on the phasing out of assistance to college students under the Social Security program, and its impact on other student aid programs. Testimony was heard from Representatives Solomon, Williams of Montana and Volkmer; from the following officials of the Social Security Administration, Department of Health and Human Services; Sandy Crank, Associate Commissioner; Nelson Sabatini, Executive Assistant to the Commissioner, and Elliot Kirschbaum, Deputy Associate Commissioner and public witnesses.

PENSION REFORM

Committee on Education and Labor: Subcommittee on Labor-Management Relations held a hearing on H.R. 4928, Employee Benefit Administration Act of 1981 and H.R. 4929, Public Employee Retirement Income Security Act of 1981. Testimony was heard from public witnesses.

Hearings continue February 8.

FEDERAL EMPLOYEES' COMPENSATION ACT AMENDMENTS

Committee on Education and Labor: Subcommittee on Labor Standards concluded hearings on legislation to amend the Federal Employees' Compensation Act. Testimony was heard from Thomas F. McBride, Inspector General, Department of Labor; Robert Smith, Director, Office of Personnel and Training, Department of Transportation; Nancy L. George, Assistant Postmaster General, Employee Relations Department, U.S. Postal Service; Michael Rudd, Assistant Deputy Administrator for Personnel and Labor Relations, VA, and public witnesses.

STUDENT ASSISTANCE PROGRAMS

Committee on Education and Labor: Subcommittee on Postsecondary Education continued oversight hearings on the current status and administration of Federal student assistance programs. Testimony was

heard from Gregory Ahart, Director, Human Resources Division, GAO and public witnesses.

Hearings continue tomorrow.

HUMAN RIGHTS MEASURES

Committee on Foreign Affairs: Subcommittee on Human Rights and International Organizations approved for full Committee action the following measures: H. Res. 200, expressing the sense of the House of Representatives with respect to the unjust imprisonment of Benedict Scott (Vytautas Skuodis) by the Government of the Soviet Union; H. Con. Res. 205, as amended, expressing the sense of the Congress with respect to violations of human rights by the Soviet Union in the Ukraine; H. Con. Res. 218, expressing the sense of the Congress with respect to the imprisonment and treatment by the Government of the Soviet Union of Mart Niklus; H.J. Res. 230, imploring the Union of Soviet Socialist Republics to allow Dr. Semyon Gluzman and his family to emigrate to Israel; and H.J. Res. 373, as amended, expressing the sense of Congress that the Government of the Soviet Union should respect the rights of its citizens to practice their religion and to emigrate, and that these matters should be among the issues raised at the 38th meeting of the United Nations Commission on Human Rights at Geneva in February 1982.

VOLUNTARISM/ACTION AGENCY

Committee on Government Operations: Subcommittee on Manpower and Housing continued hearings on Voluntarism/ACTION Agency. Testimony was heard from Thomas Pauken, Director, ACTION Agency and public witnesses.

COMMITTEE BUSINESS

Committee on House Administration: Subcommittee on Contracts and Printing met and considered pending business.

COMMITTEE BUDGET

Committee on Interior and Insular Affairs: Approved Committee budget request for 1982.

MISCELLANEOUS MEASURES

Committee on the Judiciary: Subcommittee on Administrative Law and Governmental Relations approved for full Committee action as amended the following bills: H.R. 4491, to exempt the U.S. Capitol Historical Society from certain taxes and H.R. 2329, conferring jurisdiction on certain courts of the United States to hear and render judgment in connection with certain claims of the Cherokee Nation of Oklahoma.

The Subcommittee also acted on private claims bills.

EXTRADITION ACT

Committee on the Judiciary: Subcommittee on Crime continued hearings on H.R. 5227, Extradition Act of 1981, and existing extradition laws. Testimony was heard from public witnesses.

OVERSIGHT-AT&T SETTLEMENT AND THE IBM DISMISSAL

Committee on the Judiciary: Subcommittee on Monopolies and Commercial Law held an oversight hearing on AT&T Settlement and the IBM Dismissal. Testimony was heard from public witnesses.

Hearings continue tomorrow.

FLEXIBLE WORK SCHEDULES

Committee on Post Office and Civil Service: Subcommittee on Human resources held a hearing on flexible work schedules for Federal employees. Testimony was heard from James Morrison, Associate Director for Compensation, Office of Personnel Management; Clifford Gould, Director, Federal Personnel and Compensation Division, GAO, and public witnesses.

SCIENCE AND TECHNOLOGY BUDGET

Committee on Science and Technology: Continued hearings on U.S. Science and Technology Budget Under Stress. Testimony was heard from public witnesses.

Hearings continue tomorrow.

COMMITTEE BUDGET

Select Committee on Aging: Approved Committee budget request for 1982 and other pending business.

HYPOTHERMIA

Select Committee on Aging: Subcommittee on Health and Long Term Care and the Subcommittee on Human Services held a joint hearing on the preventable tragedy of hypothermia. Testimony was heard from Dr. Thomas D. Potter, Director, Environmental Data and Information Services, NOAA, Department of Commerce and public services.

WILSON-TERPIL INVESTIGATION

Permanent Select Committee on Intelligence: Met in executive session to continue hearings on Wilson-Terpil Investigation. Testimony was heard from Adm. B. R. Inman, Deputy Director, CIA.

Hearings continue tomorrow.

Joint Meeting

ECONOMIC STATUS OF WOMEN

Joint Economic Committee: Committee resumed hearings in preparation of its forthcoming annual report, focusing on the economic status of women, receiving testimony from Senator Kassebaum; Representa-

tive Schroeder; Ray Marshall, University of Texas, Austin, and former Secretary of Labor; Barbara Bergmann, University of Maryland, College Park; and Nancy Barrett, American University, and Eileen Stein, both of Washington, D.C.

Hearings were recessed subject to call.

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Thursday, February 4, 1982

Senate

Chamber Action

Routine Proceedings, pages 853-920

Bills Introduced: Ten bills and two resolutions were introduced, as follows: S. 2062-2071, S. Con. Res. 63, and S. Res. 313. Pages 893-894

Department of Justice Authorizations, 1982: Senate resumed consideration of S. 951, authorizing funds for fiscal year 1982 for the Department of Justice, with a committee amendment, agreeing to an amendment proposed thereto, as follows:

By 58 yeas to 38 nays, Helms Amendment No. 69, as amended, prohibiting the Department of Justice from maintaining suits involving, directly or indirectly, the mandatory busing of school children and to establish reasonable limits on the power of the courts to impose injunctive relief involving the transportation of students. Page 863

A cloture motion was filed to bring to a close further debate on S. 951, with a vote to occur thereon one hour after Senate returns to consideration of the bill. Page 864

Pages 864-887

Broadcasting of Senate Chamber Proceedings: By 92 yeas to 3 nays, Senate agreed to a motion to proceed to the consideration of S. Res. 20, providing for television and radio broadcasting of Senate Chamber proceedings. Page 886

Confirmation: Senate confirmed the nomination of Powell Allen Moore, of Georgia, to be an Assistant Secretary of State. Page 920

Nominations: Senate received the following nominations:

John R. Van de Water, of California, to be a Member of the National Labor Relations Board.

George S. Roukis, of New York, to be a Member of the National Mediation Board.

Frederic V. Malek, of Virginia, to be a Governor of the U.S. Postal Service.

Henry R. Folsom, of Delaware, to be a Commissioner of the Postal Rate Commission.

Basil S. Baker, to be U.S. Marshal for the Southern District of Texas.

Clarence M. Pendleton, Jr., of California, and Mary Louise Smith, of Iowa, each to be a Member of the Commission on Civil Rights. Page 920

Message From the President: Senate received a message from the President of the United States, transmitting the Tenth Annual Report on the Administration of the Federal Railroad Safety Act of 1980 (45 U.S.C. 421 et seq.), covering calendar year 1980; which was referred to the Committee on Commerce, Science, and Transportation (PM-108). Page 891

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Nominations: Page 920

Confirmations: Page 920

Record Votes: Two record votes were taken today. (Total-3) Pages 886-887

Recess: Senate convened at 10 a.m., and recessed at 3:03 p.m., until 11 a.m., on Monday, February 8, 1982. (For Senate's program, see remarks of Senator Stevens in today's Record on page 920.)

Committee Meetings

ARMY HELICOPTER PROGRAM

Committee on Armed Services: Subcommittee on Tactical Warfare held open and closed hearings on the cost growth in the Army's AH-64 attack helicopter program, receiving testimony from James R. Ambrose, Under Secretary of the Army, General John W. Vessey, Vice Chief of Army Staff, Lieutenant General James H. Merryman, Deputy Chief of Army Staff for Research, Development and Acquisition, and Major General Edward M. Browne, Program Manager, AH-64 Attack Helicopter Program.

Hearings were recessed subject to call.

COMMERCIAL BANK HOLDING COMPANIES/SECURITIES ACTIVITIES

Committee on Banking, Housing, and Urban Affairs: Subcommittee on Securities held hearings on S. 1720, authorizing bank holding companies to establish securities affiliates which could underwrite municipal revenue bonds and operate, advise and sell